

REMARKS

The following remarks are offered in response to the Official Action dated July 19, 2004. Claim 41 is amended herein. Claims 1-40 and 83-84 are withdrawn herein in response to a restriction requirement. Claims 41-82 remain pending. The Commissioner is authorized to charge the Applicants' account, Deposit Account No. 05-1328, for any fees required by this amendment and response. Reconsideration and reexamination of this application is respectfully requested in view of the following remarks and amendment to Claim 41. The support for the amendment of Claim 41 can be found in original claim 43, page 8, lines 25-27 and page 9, lines 3-4, 8-9, and 26-28 of the current application. Claim 41 is amended to claim a more particular embodiment of the invention and not for any reason related to patentability.

In the Office Action, the Examiner made a restriction requirement to one of the following alleged groups of Claims:


- I. Claims 1-40 drawn to a method of treating wells;
- II. Claims 41-82 drawn to a method of recovering hydrocarbons by pretreatment of a well;
- III. Claims 83-84 drawn to emulsion compositions.

Applicants hereby select Group II, including Claims 41-82, with traverse. Applicant's believe the subject matter of the three groups of claims is related and that a search of one group of claims would necessarily also turn up references for the other two groups of claims.

The application is believed to be in condition for allowance. Applicants therefore respectfully request that this application be allowed and passed to issue.

If Examiner wishes to discuss this application with counsel, please contact the undersigned.

Respectfully submitted,



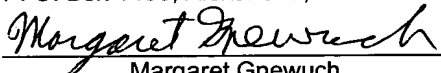
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on September 3, 2004.



Margaret Gnewuch